REMARKS

Reconsideration of this application, in view of the foregoing amendments and the following remarks, is respectfully requested.

Claim Rejections -35 USC §112

Claim 4 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Claim 4 has been canceled.

Claim Rejections -35 USC § 102(e)

Claims 1-4,6,9, 11-15, 17-22, 24-26, and 28 are rejected under 35 U.S.C. 102(e) as being anticipated by See et al. (US Patent 6,839,823 Bi), hereinafter simply See. Applicants respectfully traverse these rejections.

To anticipate a claim, the reference must teach each and every limitation of the claim. MPEP §2131. As to claims 1, 12, and 19, See does not teach each and every limitation.

Regarding claims 1, 12, and 19, the Examiner has stated that See teaches a flash memory data structure, comprising "a control and identifier section for containing a unique identifier (Fig. 3, identifier 302; column 4, lines 8-13) and **a cell count** for logically associating multiple of said fixed length cells (Fig. 3, **Table Number 312**; column 4, lines 44-48; column 5, lines 13-46)," (emphasis added). Applicants respectfully point to the Examiner that Table count 312 does not include a cell count as recited in the claim but instead it includes a sequence table number. The sequence table number then includes an ordered list of data fragments for reassembling of the original data (*see* col. 5, lines 23-25). The sequence table is further described in relation to figure 6, col. 5, line 35 – col. 6, line24. Further, See describes a group table to track individual sequence tables (figure 7, col. 6, line 26 – col. 7, line 40). Thus, the

identifier section of See does not include a cell count as recited in claims 1, 12, and 19 and therefore, does not teach this limitation.

As to the data section as recited in claims, the Examiner has cited the data section 114 of See (figure 1). Applicants respectfully point to the Examiner that the Data section as recited in claims contains "only a <u>configuration value pertaining to said unique identifier</u>". The data section that the Examiner has cited actually, is a data storage portion including individual blocks. Further, no where in the cited sections See describe the data section containing a configuration value pertaining to the unique identifier as recited in claims. Thus, See does not teach this limitation either. Accordingly, See does not anticipate claims 1, 12, and 19 and these claims and those depend therefrom are patentably distinguishable from See et al.

Similarly, regarding method claim 26, See et al. does not teach <u>updating a cell count **in said control and identifier section**</u> to represent a number of said fixed length cells logically associated. Accordingly, claim 26 and those depend thereform are patentably distinguishable from See et al.

Claim Rejections - 35 USC §103

Claims 5, 7-8, 10, 16, and 23 are rejected under 35 U.S.C. 103(a) as being unpatentable over See et al. (US Patent 6,839,823 Bi) in view of Cho et al. (US Patent 5,835,950), hereinafter simply Cho. Applicants respectfully traverse these rejections.

These claims depend from claim 1, which has been distinguished from See for failing to teach every limitation of claim 1. Accordingly, these claims are patentably distinguishable form the combination of cited references for at least the same reasons as claim 1.

Claims 27 and 29-32 are rejected under 35 U.S.C. 103(a) as being unpatentable over See et al. (US Patent 6,839,823 Bi) in view of Lee et al. (US Patent 5,870,520), hereinafter simply Lee. Applicants respectfully traverse these rejections.

These claims depend from claim 26, which has been distinguished from See for failing to teach every limitation of claim 26. Accordingly, these claims are patentably distinguishable form the combination of cited references for at least the same reasons as claim 26.

Applicant believes this application and the claims herein to be in a condition for allowance. Please charge any additional fees, or credit overpayment to Deposit Account No. 20-0668. Should the Examiner have further inquiry concerning these matters, please contact the below named attorney for Applicant.

Respectfully submitted,

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